



CANNON BUILDING
861 SILVER LAKE BLVD., SUITE 203
DOVER, DELAWARE 19904-2467

**STATE OF DELAWARE
BOARD OF NURSING**

TELEPHONE: (302) 744-4500
FAX: (302) 739-2711
WEBSITE: DPR.DELAWARE.GOV
EMAIL: customerservice.dpr@state.de.us

PUBLIC MEETING NOTICE:	BOARD OF NURSING Meeting Minutes
DATE AND TIME:	Wednesday, February 12, 2014 at 9:00 a.m.
PLACE:	Cannon Building, Second Floor Conference Room A 861 Silver Lake Blvd., Dover, DE 19904
Minutes Approved:	

MEMBERS PRESENT

Robert Contino, RN, President, Nurse Education Member
Pamela Tyranski, Vice-President, RN Member
Delphos Price, APN Member
Harland Sanders, Jr., Public Member
Dianne Halpern, RN Member
Madelyn Nellius, Public Member (left meeting at noon; returned at 1:14)
David Salati, RN Member
Lyron Deputy, RN Member
Rosemarie Vanderhoogt, Public Member

DIVISION STAFF/DEPUTY ATTORNEY GENERAL PRESENT

Pamela Zickafoose, Executive Director
Sheryl Paquette, Administrative Specialist III
Patty Davis-Oliva, Deputy Attorney General (arrived at 10:15 a.m.)
Jennifer Singh, Deputy Attorney General (arrived at meeting at 9:18 a.m.; left at 10:15 a.m.)

MEMBERS ABSENT

Kathy Bradley, LPN Member
Tracy Littleton, LPN Member
Mary Lomax, Public Member
Victoria Udealer, RN Member

ALSO PRESENT

David Mangler, Director, Professional Regulation
Gayle MacAfee, Deputy Director, Professional Regulation
Vera Sitze, Wilcox and Fetzer
Nancy Bastholm
Janet Markland
Megan Shockley
Ashley Willey
Jill Giamble
Jennifer (last name undecipherable)

Jill Petrone
Tatianna Richardson
Alyssa Edwards
Samantha Halls
Sheena Carr
Janella Swaby
Kylishia Newton
April Chenault
Crystal Connelly
Vicki Fisher
Karen Rollo
Juree Hopkins
Dewise Fogwi
Yleen Visser
James Fubah Jr.
Barbara J. Robinson
Lisa Schieffert
Samuel Tambe
Shauntey Singletary

Dr. Contino called the meeting to order at 9:03 a.m. Dr. Contino welcomed the new Division Director, Mr. Mangler, to the meeting. Mr. Mangler reminisced about his previous time on the Board and his employment as Executive Director for the Board of Nursing and said he is very happy to be back working for the Division. He then introduced Ms. Gayle MacAfee to the Board and said she has been promoted within the Division to the position of Deputy Director. Mr. Mangler talked about a couple of the new processes the Division is currently undertaking; such as the LEAN process and online applications. Mr. Mangler said one of the things he is proud of is that the Delaware Board of Nursing has the largest percentage of public members of all the nursing boards in all the jurisdictions. He said for the boards to do their work and to serve and protect the public it is important for public members to have a voice in the licensing Boards and Commissions. The Board introduced themselves and wished both Mr. Mangler and Ms. MacAfee much success.

REVIEW OF MINUTES (January 8, 2014)

The Board reviewed the minutes of the January 8, 2014 meeting. Mr. Sanders made a motion, seconded by Ms. Vanderhoogt, to approve the minutes. By majority vote, the motion carried, with Mr. Deputy and Mr. Salati abstaining.

ADOPTION OF THE AGENDA

Dr. Contino added '1.1 David Mangler, Director, Division of Professional Regulation' to the agenda. Mr. Salati corrected 9.1.1.2 by changing 'discipline in PA' to 'background check'. Ms. Tyranski changed 12.0 'March 12' to 'March 19'. Mr. Price made a motion, seconded by Mr. Salati, to adopt the agenda as amended. By unanimous vote, the motion carried.

ACTIVITIES REPORT

Dr. Zickafoose reported the number and types of active licenses as of February 11, 2014.

Total Active Licenses = 20,318
RN = 15,774 (RN permits = 12; GN permits = 4)
LPN = 3216 (LPN permits = 3)
APN = 1328 (APN permits = 7)
(Additional breakdown: NP = 835; CRNA = 327; CNS = 131; CNM = 35)
Total permits = 26

UNFINISHED BUSINESS

None

COMMITTEE REPORTS

Practice and Education Committee – Dr. Contino said the committee met on February 4, 2014. He said they discussed a complaint that was received from a student from the Leads School LPN Nursing program that came through the Department of Education. The motion was made to request a response from Leads regarding the details of the complaint, including the clinical exams and the lab, and to supply the information from the Department of Education to the Board of Nursing.

The major item of business was the request for an Associate Degree program from the Leads School of Technology. They submitted a Phase I application for a new program which was reviewed item by item. The committee determined items 1, 2, 3, 5, 6, 8, 9, 10, 12, 15, 16, 17, 18, and 19 were met by Leads School. Items #4, 7, 11, 13, and 14 were not met and further clarification is being requested from Leads. Dr. Contino said there was considerable discussion by the committee about Leads pass rate on the NCLEX–PN exam with six years being below the 80% standard. The committee also discussed job opportunities for nurses in Delaware. Dr. Contino said Leads School of Nursing must submit the areas not met within three weeks after receipt of the letter sent to them.

Dr. Contino said the motion from the committee to the Board is to accept the document from Leads School with the request to clarify items not met in the Phase #1 application, as well as an action plan to address the lack of success in their other nursing program describing how the new program will differ. The motion passed unanimously.

Delaware Skills Center – A report clarifying a question about the LPN Refresher Program was sent to the committee and it was accepted. For the generic LPN program, the Annual Report had areas that were still in question by the committee. Surveys were one of the areas they had some concerns about and they have requested data by June 1st. The committee will review any data received at their meeting in June.

DTCC, Stanton: The committee requested clarification of their RN Refresher Course and it was not submitted. Dr. Zickafoose said she received a letter right before this meeting and will place this issue on the next committee agenda.

Excelsior College: The committee received a letter from attorney Mr. Laird Stabler, III of Laird, Stabler, and Associates in Wilmington summarizing what has taken place to date. He requested that the Board reconsider their previous motion which stated that students from Excelsior College need to apply for the NCLEX exam by January 31, 2014. The letter invited Dr. Contino and Dr. Zickafoose to attend testing sessions in New York or Pennsylvania to see that these programs offer rigorous testing. Dr. Contino said they have declined the invitation at this time.

Camtech: Upon appeal, the Superior Court upheld the Board's decision to withdraw approval. Camtech's last class was admitted in February 2013 and should be finishing very soon.

This concluded the report of the Practice and Education Committee.

APN World Café Update: Mr. Price said there were 30 individuals at the meeting and he was one of two actual board members that attended. Most of the attendees were education members or executives with their State's Board of Nursing. The primary issues discussed were the Consensus Model and grandfathering or endorsement of APN's coming from another state. Grandfathering people into

Delaware with our 29 different titles is a classic example. Of the 30 people there, and all the questions they came up with, most of the questions ended up between an 80 and 90 percentile approval vote. Mr. Price said there will be a slide presentation coming soon and he will present it at the next meeting. The APN committee will be meeting on February 24th. The Insurance Commissioner and Deputy Commissioner may be attending the meeting. The committee will also be scheduling and meeting with Legislators to go over the Consensus Model.

PRESIDENT'S REPORT

Dr. Contino thanked all the members of the Board for their hard work. He explained to the audience that Board members do more than just attend monthly meetings. He said they participate on committees, read stacks of emails and correspondence, travel, as well as attend national meetings and conferences, all in an effort to protect the public.

Dr. Contino stated he has received many legislative emails about things the Board has discussed recently; such as, telemedicine/telehealth. The National Council is looking at this and, hopefully, there will be discussion at the mid-year meeting in March. Bills are being put forth in Iowa and Florida regarding telehealth and licensing of healthcare practitioners. Dr. Contino said he is looking forward to discussion about this and will give a report at the next meeting.

Dr. Contino said he is always interested when he sees bills regarding the consensus model as well. He said bill HB813, and SB2748 in Mississippi has died. This bill would've removed the requirement that the Advanced Practice Nurse practice in a collaborative relationship with a Physician or Dentist. Mr. Price said Florida has just introduced into the House an IAPRN for independent practice. He said it was introduced by Representatives without the knowledge of the APN's in the state. Now they will have two titles; APRN's or IAPRN's for independent practice. Ms. Tyranski said, on a more positive note, the Delaware Division of Medicaid released its request for a proposal for all of the Medicaid HMO's to make their bids for the next contract. They have indicated that their Chief Medical Officer for Behavioral Health for the Managed Care Organizations is an Advanced Practice RN in behavioral health.

EXECUTIVE DIRECTOR'S REPORT

Dr. Zickafoose discussed her written report (attached at the end of minutes).

NEW BUSINESS BEFORE THE BOARD

LICENSEE APPLICATION REVIEWS

By Examination

Sherry Stewart, GN – Ms. Stewart graduated from Delaware Technical Community College, Owens Campus in December 2013. Her CBC shows Conduct of Indecent Exposure or Lewdness on 7/6/11. Her letter of explanation stated she was stopped by a park ranger and was in the back seat of a parked vehicle, was fully clothed, but her behavior was not appropriate. She also stated that she had no other arrests or convictions other than the one listed and apologizes for not disclosing the information upon applying for licensure. She answered 'no' to question #19 on her application. Disposition paperwork, her letter of explanation, and five positive letters of reference were submitted. After discussion by the Board, Ms. Halpern made a motion, seconded by Mr. Deputy, to propose to deny licensure to Ms. Stewart with the right of the applicant to a hearing. By unanimous vote, the motion passed.

Christa DiEmidio, GN – Ms. DiEmidio graduated from Delaware Technical Community College, Stanton Campus in December 2013. Her CBC shows Retail Theft on 12/9/95. Her letter of explanation stated that she thought this charge was expunged from her record and therefore, does not feel she knowingly withheld any information from her application. She further stated that she was unable to obtain court records as the courts said they have no record of her. She answered 'no' to question #19 on her

application. A letter of explanation and one positive letter of reference were submitted. After discussion by the Board, Mr. Price made a motion, seconded by Mr. Sanders, to propose to deny licensure to Ms. DiEmidio with the right of the applicant to a hearing. By majority vote, the motion passed with Mr. Salati abstaining.

By Endorsement

Grace Durnell, LPN – Ms. Durnell graduated from Delaware County Technical School, Broomall, PA in July 2006. Her CBC shows Recklessly Endangering another Person on 8/14/02. Her letter of explanation stated that she was in a physical altercation with her husband and when police were called they were both arrested. She said she only had to pay a fine and has never been in trouble since that time. When contacting the magistrate's office for her paperwork she said she was told her file had been destroyed and the only document given to her was the receipt for the fine she paid. She answered 'no' to question #25 on her application. Disposition paperwork, her letter of explanation, and no letters of reference were submitted. After discussion by the Board, Ms. Tyranski made a motion, seconded by Mr. Price, to propose to deny licensure to Ms. Durnell with the right of the applicant to a hearing. By unanimous vote, the motion passed.

The Board took a short recess from 10:15 a.m. to 10:25 a.m.

Maria Villot, RN – The Board reviewed Ms. Villot's application by endorsement. Ms. Villot graduated from Catholic University nursing school in Puerto Rico in 1982 and was originally licensed in Puerto Rico. She was licensed in Florida by endorsement and has been working at the VA Medical Center in Philadelphia since 1986. There was a question whether she took the NLCEX exam or not. However, the verification from Puerto Rico stated she took the SBTPE and passed. Dr. Zickafoose explained this was the exam offered prior to NCLEX. After Board discussion, Mr. Price made a motion, seconded by Ms. Nellius, to approve licensure by endorsement. By unanimous vote, the motion passed.

Vleen Visser, RN – Ms. Visser graduated from school in the Netherlands. She could not get official transcripts, and she could not get a CES certificate because she didn't have transcripts. Ms. Visser is currently licensed in Pennsylvania. Her original licensure date is 1981 in Wisconsin. Ms. Visser was able to get an unofficial copy of her transcripts from Wisconsin. Dr. Zickafoose said it is an unusual situation because the school in the Netherlands is now closed so we can no longer get information from them. Mr. Price made a motion, seconded by Ms. Halpern, to approve licensure by endorsement. By unanimous vote, the motion passed.

By Reinstatement

None

Advanced Practice Nurse

None

Renewal

Brenda Stanley, LPN – Dr. Zickafoose stated that Ms. Stanley came into the Division of Professional Regulation a couple days ago to review her renewal. Her application was pulled and it was noted that she did not meet the practice requirements for renewal. Ms. Stanley wrote a short note for the Board explaining the reason she didn't have the practice requirements was due to the fact that she has been home for the past few years taking care of her mother who is ill and requires around-the-clock care. After much discussion, the Board determined that caring for family members does not equate to nursing practice and this cannot be counted as practice hours. Ms. Nellius made a motion, seconded by Mr. Deputy, to deny the request for licensure due to lack of practice hours, and propose that Ms. Stanley take a refresher course with a supervised practice plan. By majority vote, the motion passed, with Mr. Price abstaining.

COMPLAINT ASSIGNMENTS/ASSIGNED BOARD CONTACT PERSON

Ms. Halpern made a motion, seconded by Ms. Vanderhoogt, to ratify the following complaint assignments given to the respective Board contact person. By unanimous vote, the motion passed.

11-128-13 (Udealer)	11-129-13 (Deputy)	11-30-13 (Deputy)
11-31-13(Deputy)	11-32-13 (Deputy)	11-01-14 (Bradley)
11-02-14 (Salati)	11-03-14 (Deputy)	11-04-14 (Deputy)
11-05-14 (Deputy)	11-06-14 (Deputy)	11-07-14 (Deputy)
11-08-14 (Price)	11-09-14 (Bradley)	11-10-14 (Halpern)

CLOSED COMPLAINTS

Closed complaints do not need a vote; they are for information only for the record.

Dismissed by the Attorney General's Office.

11-07-13 11-105-12

Closed Investigations by the Division of Professional Regulation

11-104-12 11-89-14 11-103-12 11-121-13

HEARINGS/CONSENT AGREEMENTS – RATIFICATION & SIGNATURE

Consent Agreement(s)

Pan Yeung, LPN – Ms. Davis-Oliva provided an overview of the consent agreement. Board members reviewed the document and sanctions. Mr. Sanders made a motion, seconded by Mr. Salati, to accept the consent agreement as written. By unanimous vote, the motion carried.

Appointment of Hearing Panel #17

Dr. Contino nominated Mr. Lyron Deputy, as a Professional Member, and as Chairman of the Panel; Ms. Kathy Bradley as a Professional Member; and Mr. Harland Sanders as the Public Member, for Hearing Panel #17. This Hearing Panel will serve for a three-month period; February, March, and April. Mr. Price made a motion, seconded by Ms. Halpern, to accept and approve Hearing Panel #17. By unanimous vote, the motion carried. Dr. Contino thanked the members of the new Hearing Panel for accepting their appointments and for their willingness to serve.

Hearing Officer Recommendations

Elizabeth Dann, LPN – Board members reviewed the recommendation from the Hearing Officer with Ms. Davis-Oliva describing the sanctions. After Board discussion Ms. Halpern made a motion, seconded by Mr. Price, to accept the Hearing Officer recommendation with modification to change the probation to 12 months, and the requirement to complete the CE's within 90 days from the date of the signed order. By unanimous vote, the motion carried.

Donna Williams, RN – Board members reviewed the recommendation from the Hearing Officer with Ms. Davis-Oliva describing the sanctions. After Board discussion Ms. Halpern made a motion, seconded by Mr. Price, to accept the Hearing Officer recommendation with modification to change the probation to 24 months, and the requirement to complete the CE's within 90 days from the date of the signed order. By majority vote, the motion carried, with Ms. Tyranski recused and Mr. Salati opposed.

Janet Markland, RN – Ms. Markland attended the meeting and requested to give her exceptions verbally to the Board. Ms. Davis-Oliva explained that if the Board agreed to hear her exceptions, that she would have ten minutes to address the Board. The Board unanimously agreed to let Ms. Markland give her exceptions verbally. Ms. Markland addressed the Board beginning at 11:32 a.m.

Ms. Markland said we received a letter from her attorney, Mr. John B. Salter, dated 2/6/14. She said he was supposed to fax other letters to the Board. Ms. Davis-Oliva said the Board will accept these letters because they have already been produced to them; however, she cautioned the Board that these are extra evidence and not contemplated to carry much weight because they were produced outside of evidentiary record. She said the Board won't do another hearing at this level. Ms. Davis-Oliva marked her exceptions as Markland's Exhibit #1. Ms. Markland finished giving her verbal exceptions to the Board at 11:40 a.m.

Ms. Davis-Oliva individually polled the Board members to see if anyone had received anything from Mr. Markland. All Board members were on the record as saying they did not receive anything. Ms. Davis-Oliva reviewed the recommendation from the Hearing Officer and described the sanctions. After Board discussion Ms. Tyranski made a motion, seconded by Mr. Price, to accept the Hearing Officer's recommendation with a modification in that the evidence preponderates in favor of finding that Ms. Markland brought drugs from Cokesbury into her home be rejected as solely based on hearsay and that therefore, there be no conclusion of law that there were any violation of the statute or regulations and, therefore, there will be no discipline. By majority vote, the motion carried, with Ms. Nellius recused. Discussion ended at 12:18 p.m.

Marcia Bristol, LPN – Board members reviewed the recommendation from the Hearing Officer with Ms. Davis-Oliva describing the sanctions. After Board discussion Mr. Salati made a motion, seconded by Mr. Deputy, to accept the Hearing Officer recommendation with modification to delete #4 and to have the requested CE's completed within 90 days of the date of the signed order. By majority vote, the motion carried, with Ms. Vanderhoogt and Ms. Halpern opposed.

Mafuante Morfaw, LPN – Ms. Davis-Oliva said she received a letter from Ms. Morfaw's attorney requesting the Board continue this case at the March meeting. The letter stated he didn't feel Ms. Morfaw was afforded the entire 20 days to respond to the Hearing Officer Recommendation. Ms. Davis-Oliva recommended the continuance of the Hearing Office recommendation and the scheduled hearing for Ms. Morfaw until the March meeting. Ms. Vanderhoogt made the motion, seconded by Mr. Sanders, to continue both the Hearing Office Recommendation and the scheduled hearing for Ms. Morfaw at the March 19th meeting. By majority vote, the motion carried, with Ms. Halpern recused.

RULES AND REGULATIONS PUBLIC HEARING

See attachment at the end of this report.

DISCIPLINARY HEARINGS

None

LEGISLATIVE UPDATE

Composition of the Board

Dr. Zickafoose suggested a change to the composition of the Board. She said Mr. Price and Mr. Deputy's terms on the Board expired January 2014. In looking over the current composition of the Board she said there is an LPN position that has been vacant for some time. She asked if, in light of the advancing climate of advanced practice initiatives in Delaware as well as nationally, it might be advisable to convert the vacant LPN position to a second Advanced Practice position on the Board. Dr. Zickafoose said DE has more Nurse Practitioner licenses compared to the other three roles of Advanced Practice licenses in Delaware and felt it would be an advantage to have more expertise in this category. She said if the Board approves this it would require a statutory change. If they do not wish to approve this the current vacant LPN position would continue to be the available position on the Board. Mr. Price said in light of the fact that only two LPN Board members on the Board, Ms. Littleton and Ms. Bradley, were not in attendance today, he suggested this be tabled for the March meeting so

they can be part of the discussion. Dr. Zickafoose said she would draft language and bring it to next month's meeting for review. Ms. Davis-Oliva said there was no hurry to make the decision as there are already six bills for this legislative session. A straw vote of the Board was taken as to whether or not to get the language started for filling the vacancy with an APN position. All were in favor.

REVIEW OF COMPLIANCE

Carmella Henry – Dr. Zickafoose provided an overview of Ms. Henry's history with the VTO program and stated she has not complied with the program contract. The VTO contract states that if the licensee breaches the contract they will have an automatic suspension of their license. Dr. Zickafoose said a complaint was filed with the Investigative Unit of the Division. Ms. Davis-Oliva said because Ms. Henry is already in violation of the VTO contract, all the Board needs to do is sign the Order she'll write up today.

Marie Olive Miller – Dr. Zickafoose provided an overview of the Order and Consent Agreement for Ms. Miller that were signed in December 2008. She said all Ms. Miller had to do was submit three CE's to meet the order requirements. Ms. Miller has now submitted the required CE's and meets the requirements of the order; therefore, her license will be fully reinstated. Dr. Zickafoose said a report will be filed with NURSIS that her license has been restored and Ms. Miller will receive a letter as well.

Diphiner Omundi – Dr. Zickafoose provided an overview of Ms. Omundi's Consent Agreement which was signed on July 10, 2013. The Consent Agreement stated Ms. Omundi could submit a written request for the Executive Director to lift her probation once the required time was met. She was placed on probation for 180 days which was complete January 10, 2014. Ms. Omundi has met all the requirements of the Consent and submitted a written request to lift probation. Her license was restored to active status and a letter was mailed to Ms. Omundi.

Leonard Ekane

Dr. Zickafoose stated Mr. Ekane previously went by the name Nkwelle Leonard. She said he was placed on probation for one year starting January 30, 2013 to January 30, 2014. The Board order was originally signed on February 8, 2012 and it required the probation and CE's to be earned. Mr. Ekane appealed the Board's decision and lost the appeal. The Superior Court affirmed the Board's Order on January 30, 2013, so that is why the probationary period did not start until then. Mr. Ekane has met all the requirements of his Order and submitted a written request to lift probation. His license was restored and a letter was sent to Mr. Ekane.

PRACTICE WITHOUT LICENSURE REVIEWS (February)

Dr. Zickafoose said there was one over 60 days for February 2014 and a complaint was filed with investigations.

PRACTICE ISSUES

None

EDUCATIONAL ISSUES

Camtech Appeal Decision

This decision was discussed during the President's Report. Dr. Contino reiterated that the decision was upheld by Superior Court.

LICENSURE ISSUES

None

NCSBN

Dr. Zickafoose asked Board members to let her know if they wish to attend any of the following events. Their dates are as follows:

- Scientific Symposium – April 10, 2014, Arlington, VA
- State of Consensus – April 23-24, 2014, Chicago, IL
- Discipline Case Management Conference, June 4-6, 2014, Park City, UT
- NCSBN Delegate Assembly, August 12-14, 2014, Chicago, IL
- NCLEX Conference, September 29, 2014, Charlotte, NC

LICENSURE RATIFICATION

Mr. Price made a motion, seconded by Mr. Sanders, to ratify the licensee list. By unanimous vote, the motion carried. The ratification list is attached at the end of the minutes.

PUBLIC COMMENT

Ms. Barbara Robinson and Ms. Nancy Bastholm said they appreciate the hard work by the Board and like the way the Board follows 'due process' in making their decisions. Students in the audience introduced themselves to the Board. Dr. Contino reminded them how important it is to document thoroughly and honestly.

NEXT SCHEDULED MEETING

March 19, 2014 - 9:00 a.m.

861 Silver Lake Blvd., Cannon Building, Conference Room A, Dover, DE 19904.

ADJOURNMENT

The meeting adjourned at 2:07 p.m.

Respectfully Submitted,



Pamela C. Zickafoose, EdD, MSN, RN, NE-BC, CNE
Executive Director, Delaware Board of Nursing

RULES & REGULATIONS PUBLIC HEARING – 1:00 P.M.

The Delaware Board of Nursing held a Rules and Regulations hearing on February 12, 2014, at 1:00 p.m. in the Second Floor Conference Room A, Cannon Building, 861 Silver Lake Blvd., Suite 203, Dover, Delaware.

PRESENT: Robert Contino, Pamela Tyranski, Diane Halpern, Madelyn Nellius, Delphos Price, Harland Sanders, Rosemarie Vanderhoogt, David Salati, and Lyron Deputy

RECUSED: None

EXCUSED: Victoria Udealer, Kathy Bradley, Tracy Littleton, Mary Lomax

PURPOSE: The Delaware Board of Nursing pursuant to 24 Del. C. §1904(c), proposes to revise Regulations 2.4.1.7.4 and 7.2.3. The proposed change at rule 2.4.1.7.4 clarifies that LPN practice does not equate to RN practice for purposes of nursing educational programs, and the proposed change at 7.2.3 clarifies that the practice of nursing occurs at the location of the patient regardless of the location of the nurse.

The Delaware Board of Nursing pursuant to 24 Del. C. §1904(c), proposes to revise Regulations 8.0 et. seq. The proposed changes create four types of APN licenses with specific population foci, update the national certification bodies recognized by the Board, and update the entire regulation regarding advance practice nursing licensure requirements.

PRESIDING: Robert Contino, President

DIVISION STAFF: Dr. Pamela Zickafoose, Executive Director
Sheryl Paquette, Nursing Board Liaison

BOARD COUNSEL: Patty Davis-Oliva, Deputy Attorney General

COURT REPORTER: Vera Sitze, Wilcox and Fetzer

The hearing began at 1:00 p.m. Ms. Davis-Oliva said the purpose of this hearing is for the Board to consider adoption of the proposed amendments to the Board's regulations. The amendments, if approved, will become part of the Board's final Rules and Regulations. Pursuant to the Administrative Procedures Act at 29 Del. C. §10115 notice of the proposed amendments to the Rules and Regulations were published in the January 1, 2014 Delaware Register of Regulation. Ms. Davis-Oliva marked collectively as Board Exhibit #1, affidavits of publication from the Delaware State News and the News Journal advertising today's public hearing. When asked if any correspondence was received regarding the proposed regulations, Ms. Paquette said there were none. Dr. Zickafoose said, however, that she received an email that was submitted to Mr. Price who forwarded it to her. The email was from Ms. Jana Conover, AANA, who had questions for the Board regarding the proposed changes. Dr. Zickafoose read the email to the Board. Ms. Davis-Oliva marked the email as Board Exhibit #2. Ms. Davis-Oliva said pursuant to 29 Del. C. §10118(a) the public comment period will remain open for 15 days, and written comments will be accepted by the Board 15 days after today's date. The Board will deliberate on any comments received at its next regularly scheduled meeting. The hearing concluded at 1:10 p.m.

HEARING MINUTES

HEARING – Kareema Pittman, GPN

HEARING – Mafuantem Morfaw, GN

The hearings scheduled for Ms. Pittman (1:15 p.m.) and Ms. Morfaw (1:30 p.m.) have been continued for the March 19, 2014 Board of Nursing meeting.

Executive Director's Report February 2014

The last week of January I attended the 10th Annual IRE Conference in San Diego, CA. The first day was the pre-conference where the IRE fellow candidates presented their project proposals and literature reviews. Having a "Z" last name, I was the very last person to present my literature review related to *Substance Use Disorders Implementation Strategies in DE*! This year the conference was about competency. The objectives from the IRE Conference were to:

1. Explore the concept of competence from a regulatory and patient safety perspective.
2. Discuss new ways of assessing the continued competence of nurses.
3. Analyze the impact of continued competence on public protection.
4. Engage in conversation about challenges and opportunities related to assessing continued competence.

One interesting presentation was from Peter Watkin Jones who was involved in the investigation of the horrible conditions found at the Mid Staffordshire hospital in England which resulted in the Francis Report. He shared lessons learned from healthcare regulation in England and the Francis report is available online.

Another interesting presentation was by John Nance and his wife Kathleen Bartholomew (a nurse). They compared the safety of the airline industry with that of healthcare and their messages were quite moving. The FAA made significant improvements in aviation and they believe it is time that healthcare makes significant improvements as well. Their presentation was titled "Leading for Patient Safety" and they provided all attendees with a copy of their book titled *Why Hospitals Should Fly*. Overall, their message was that healthcare leaders need to create a sense of urgency and change the culture of healthcare. One example was in the airline industry no one asks "Do you know a good pilot?" as compared to healthcare when people ask "Do you know a good doctor?" There are over 32,000 planes in the air on every given day and we don't say "just one crash a day is OK because we are human." Bartholomew stated communication is key and complexity theory is not linear and focuses on relationships as parts of the system. We need to speak up and not be afraid of retribution. Airline pilots get checked every six months with both a physical examination and a simulation exam to ensure competency.

The College of Nurses of Ontario's Quality Assurance Program described the use of Objective Structured Clinical Evaluations (OSCEs) to assess competence of NPs. This utilizes standardized patient pools with live actors and is similar to medical education scenarios in the United States. One recommendation was to incorporate interdisciplinary collaboration and to figure out how to measure engagement. The OSCE process is very labor intensive and expensive.

Two representatives from the NBCRNA presented on the evolution of credentialing of Nurse Anesthetists. They spoke about the Continued Professional Certification (CPC) program for CRNAs, and they will be revising their requirements for recertification starting in January 2016. CRNAs will be required to recertify every 4 years with CE, professional activity units, self study modules, and a work requirement. Every 8 years they will be required to retake an examination which will be mandatory by 2032. A CRNA will have four chances to pass the exam in the recertification cycle. They also stated their accreditors oppose grandfathering as it is "possible that grandfathering could be a deceptive practice that creates an appearance of greater homogeneity within certified ranks than in fact exists" (Havighurst, 1986). A timetable was also presented for overall implementation of the CPC program.

The Journal of Nursing Regulation is very interesting this month with a report on the Consensus Model, a research article on insulin injections for school children, professional wrongdoings, and who has the authority to define nursing practice. A copy is provided for board members to read.

According to the NCSBN, twelve states have introduced legislation addressing at least one major element of the Consensus Model including Hawaii, Iowa, Kansas, Kentucky, Massachusetts, Missouri, Mississippi, Nebraska, New Jersey, Pennsylvania, South Dakota, and West Virginia.

The workforce email was sent to all RNs with email addresses in DE and a reminder email will be sent soon. Please encourage all nurses to complete this survey. It is a replication of a study done by Karen Panunto at Wesley College and we are trying to ascertain workforce data including education levels of nurses in DE.

LPN renewals are progressing nicely. Please remind all LPNs they need to renew online BEFORE the end of February. Encourage them to do so and not wait until the last day because we need time to process the renewal, including following up on and/or releasing any holds, and issuing the license!

Final RN audit notices were sent for the September renewal group and at present there are ten nurses who may be referred for Rule to Show Cause hearings for not meeting the audit requirements.

February 2014 Licensee Listing – RN's (177)

L1-0044459	Malmberg, Alysia M. Fogg	L1-0044511	Clagg, Bernadette Doubet
L1-0044460	Nicolai, Cody A.	L1-0044512	Dorset, Michelle A.
L1-0044461	Platt, Ira J.	L1-0044513	Guerrieri, Tina M.
L1-0044462	Garyeazon, Justina R. Worthen	L1-0044514	McKinley, Jenna K. Brindley
L1-0044463	Hampton, Carly C. Cropper	L1-0044515	Mwangi, Jacqueline W.
L1-0044464	Sanderson, Desmond K.	L1-0044516	Gomez, Elena V. Ladugina
L1-0044465	May, Erin L. Linacre	L1-0044517	Howard, Richard T.
L1-0044466	Sanchez, Brunilda	L1-0044518	Jorgensen, Regan D
L1-0044467	Giustino, Donnamarie	L1-0044519	Pyle, Kristen Elizabeth
L1-0044468	Malligan, Gina P.	L1-0044520	Roe, Jennifer Lynne
L1-0044469	Donovan, Kathleen E.	L1-0044521	Rutherford, Sheashah S. Her
L1-0044470	Brennan, Tierney O.	L1-0044522	Lowe, Lisa C. Ciao
L1-0044471	Friess, Sara L. Boice	L1-0044523	Hershey, Krista L.
L1-0044472	Forbes, Alison Kendall	L1-0044524	Reiter, Charles Stuart
L1-0044473	Culp, Alyssa M.	L1-0044525	Long, Patricia Ann
L1-0044474	Cepeda, Chien Y.	L1-0044526	Williams, Larshaun Menefee
L1-0044475	Miller, Emilie Nicole	L1-0044527	Tiffany-Ellis, Elizabeth M. Ashline
L1-0044476	Makor, Emelia K.	L1-0044528	Kimber-Das, Heather A. Peters
L1-0044477	Watts, Stephanie L.	L1-0044529	Davis, Saidah Annitra
L1-0044478	Shupe, Patricia G.	L1-0044530	Spraker, Rebecca T.
L1-0044479	Molinari, Marc	L1-0044531	Rechnitzer, Laura J. Tasciotti
L1-0044480	McDevitt, Brian T., Jr.	L1-0044532	Piotrowski, Krista J
L1-0044481	Mapes, Mackenzie E.	L1-0044533	Salzer, Sara J. King
L1-0044482	Rourke, Sarah P. Myrtle	L1-0044534	Svokas, Stephanie Marianne
L1-0044483	Jacobson, Christina Lynn	L1-0044535	Jaecke, Pamela Ann Kovalcik
L1-0044484	Podrasky, Lauren E.	L1-0044536	McCracken, Susan C.
L1-0044485	Reese, Laura N.	L1-0044537	Jones, Matthew S.
L1-0044486	Cavaliere, Danielle N.	L1-0044538	Ithier, Renee
L1-0044487	Ciuppa, Marisa A. Cipko	L1-0044539	Grace, Joanne
L1-0044488	Borthwick, Jessica A. Holmes	L1-0044540	Hoy, Elisabeth Gilbert
L1-0044489	Frazier, Marita K.	L1-0044541	Murray, Lisa A.
L1-0044490	Fisher, Tanya M.	L1-0044542	Drejka, Samantha M.
L1-0044491	Delbridge, Kellie Reshea Fox	L1-0044543	Shey, Loveline M.
L1-0044492	Duncan, Joshua Dale	L1-0044544	Harman, Leigh D. Rose
L1-0044493	De Avila, Isabel M. Vera	L1-0044545	Montgomery, Rachel A.
L1-0044494	Jones, Andrea B. Barber	L1-0044546	Hargraves, Kristen Marie Edsall
L1-0044495	Warner, Paula L. Washington	L1-0044547	Lipscomb, Tina M.
L1-0044496	Reilly, Kristina B.	L1-0044548	Dalbey, Randy T.
L1-0044497	Rutledge, Jovita Lynette Gibson	L1-0044549	Dix, Angele M. Nantista
L1-0044498	Laubach, Sarah E.	L1-0044550	Doak, Debra A.
L1-0044499	Bailey, Alyssa Gail	L1-0044551	Cerankowski, Andrea J.
L1-0044500	Beard, Courtney D. Williams	L1-0044552	Drummond, Susan Lee
L1-0044501	Carino, Rommel P.	L1-0044553	Aaron, Blanche Marie Freund
L1-0044502	Green, Klorinda Ann	L1-0044554	Fairbanks, Dana L. Williams
L1-0044503	Hill, Mary C.	L1-0044555	Cavalieri, Alena Ponycheva
L1-0044504	Piatt, Christi W.	L1-0044556	Boudreau, Jenna M.
L1-0044505	Roach, Amy N. Lushbaugh	L1-0044557	Duvall, Sandra Kay Klein
L1-0044506	Rosario, Jasmine E.	L1-0044558	Wick, Faiza Elmir

L1-0044507	Beachy, Delores R. Byler	L1-0044559	Walsh, Joseph R.
L1-0044508	Rafferty, Michelle A. Kelly	L1-0044560	Torres, Diane M. Duda
L1-0044509	McHale, Gerard P.	L1-0044561	Walton, Meghann K.
L1-0044510	Corbin, Lisa A. Hull	L1-0044562	Bell, Jeannine R. Farley

February 2014 Licensee Listing – RN's (continued)

L1-0044563	Debski, Lauren S.	L1-0044615	Abiona, Benjamin O.
L1-0044564	Smith, Cindi Ann Russo	L1-0044616	Goodyear, Christin N.
L1-0044565	Athanasenas, Joanna D. Blomiley	L1-0044617	Jee, Sue Jin
L1-0044566	Mogere, Brenda Nafula	L1-0044618	Kanto, Corrie R. Hoskinson
L1-0044567	Brady, Angela M.	L1-0044619	Mitchell, Dawn M. Bevando
L1-0044568	Ferrell, Kimberly Joan Fetrow	L1-0044620	Reid, Rachel M. Lynch
L1-0044569	Tomlinson, Caitlin E.	L1-0044621	Savage, Jessica M. Ford
L1-0044570	Bozeman, Rita E. Johnson	L1-0044622	Sheriff, Sarian Yema
L1-0044571	Gainous, Maria Bonavita	L1-0044623	Arnold, Victoria L.
L1-0044572	Qualls, Meagan Rochelle	L1-0044624	Huntoon, Jennifer Lauren Lopez
L1-0044573	Skillman, David W.	L1-0044625	Seipp, Anna Grace Harr
L1-0044574	Grant, Melissa Marie	L1-0044626	Simpson-Small, Tiffani Joi
L1-0044575	Hutnick, Elizabeth	L1-0044627	Little, Krystal S. Aviles
L1-0044576	Mazanetz, Betty Jane Blackburn	L1-0044628	Polnerow, Rachael Hannah
L1-0044577	Lee, Maureen Daus	L1-0044629	Sanguinito, Jessica Leigh
L1-0044578	Bozynski, Stacey A. Kloock	L1-0044630	Jackson, Shannon Britt
L1-0044579	Fasula, Alexandra A.	L1-0044631	Schmidt, Karson M.
L1-0044580	Bainton, Denise Liberto	L1-0044632	Velez, Janna D. Rinear
L1-0044581	Nall, Rina Marie Tersigni	L1-0044633	Crawford, Brittnee Ann Bosch
L1-0044582	Namerow, Veronica Salgueiro	L1-0044634	Lopez, Kirsten King
L1-0044583	Hall, Sharon Mobley	L1-0044635	Sperandeo, Vincent
L1-0044584	Gelven, Sandee L. Roberts		
L1-0044585	Davis, Wesley E.		
L1-0044586	Benson, Natasha Elaine		
L1-0044587	Eggleston, Sandra D. Hitchens		
L1-0044588	Moore, Keleigh N.		
L1-0044589	Wanzer, Ashley J. Holmes		
L1-0044590	Wilson, Megan M.		
L1-0044591	Zolochik, Joshua A.		
L1-0044592	Allegrina, Melissa Ann Ziga		
L1-0044593	Ferguson, Joseph		
L1-0044594	Dube, Staci Lynn Kautz		
L1-0044595	Fisher, Meghan Noelle		
L1-0044596	Arshad, Ayisha		
L1-0044597	Obongo, Cathy		
L1-0044598	Ortigoza, Maria Teresa Brana		
L1-0044599	Miller, Kristy L.		
L1-0044600	Kandeh, Mamie		
L1-0044601	Bacani, Ofelia S.		
L1-0044602	Hughes, Lisa B. Washington		
L1-0044603	Ortiz, Tatiana M. Sanchez		
L1-0044604	Davis, Michelle T. Ward		

L1-0044605	Sesay, Abdul R.
L1-0044606	Hayes-Dozier, Carolyn Sandra
L1-0044607	Wittman, Wendy E. Smith
L1-0044608	Melanson, Michael A.
L1-0044609	Scanio, Mary Patricia Schmidt
L1-0044610	Zonino, Caroline C.
L1-0044611	King, Brenda S. Barber
L1-0044612	Parker, Kristy L. Baird
L1-0044613	Kim, Sun Ah
L1-0044614	Mayer, Renata M. De Moraes

February 2014 Licensee Listing – LPN's (28)

L2-0012203	Nelson, Victoria A.
L2-0012204	Williams, Dayshawnah M.
L2-0012205	Francis, Desiree E.
L2-0012206	Letner, Lori M.
L2-0012207	Cooper, Kimberley A. Souza
L2-0012208	Davis, Jacqueline D. Smith
L2-0012209	Nwakaihe, Comfort A. Akuchieze
L2-0012210	Simmons, Rictrina D. Johnson
L2-0012211	Arber, Patrick T.
L2-0012212	Forbes, Damita Jo S.
L2-0012213	Oney, Carla Monique
L2-0012214	Hurley, Terry A.
L2-0012215	Medina, Evelyn
L2-0012216	Nefsey, Melissa L. Christian
L2-0012217	Potter, Suzanna Lee
L2-0012218	Roberts, Ashley J.
L2-0012219	Simpson, Jessica M. Vigne
L2-0012220	Torjilar, Rita
L2-0012221	Moore, Ebony V.
L2-0012222	Griffin, Shamika Kiyen
L2-0012223	Miller, Ann Brumley
L2-0012224	Dean, Jennifer P. Hornal
L2-0012225	Mitchell, Lindsay E.
L2-0012226	Myers, Erica Dean Negrete
L2-0012227	Hine, Christine L. Hall
L2-0012228	Lewis, Jessica L. Lloyd
L2-0012229	Callahan, Joseph Michael
L2-0012230	Wood, Julie A. Whitaker

APN License Listing February 2014

Saller, Brittany	Certified Registered Nurse Anesthetist
Molinari, Marc	Certified Registered Nurse Anesthetist
McColligan, Kristen	Certified Registered Nurse Anesthetist
Mangion, Kathryn	Adult NP
Pierce, Claudia	Adult NP
Shotyk, Lisa Ann	Gerontological NP
Weachter, Denise	Family NP
Tiffany-Ellis, Elizabeth	Family NP
Achoja, Claudia	Family NP
Glessner, Jessica	Family NP
King, Brenda	Family NP
Sperandeo, Vincent	Family NP
Mangion, Kathryn	Women's Health Care NP
Fasula, Alexandra	Pediatric NP
O'Brien, Kathryn	Nurse Midwife
Allen, Nicole	Pediatric CNS

APN Prescriptive Authority for February 2014

Family Nurse Practitioner

Helen Van Sant
Denise Weachter

Certified Registered Nurse Anesthetist

Brittany Saller